

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION**

GEORGE WEBER, as Trustee of
the 12321 Adventure Drive Land
Trust Dated 12/30/2011

Plaintiff,

v.

Case No: 2:21-cv-39-SPC-NPM

DEUTSCHE BANK NATIONAL
TRUST COMPANY,

Defendant.

_____ /

ORDER¹

Before the Court is Defendant's Unopposed Motion for Clarification. ([Doc. 53](#)). Defendant wants the Court to clarify either its judgment ([Doc. 35](#)) or Order quashing service ([Doc. 24](#)). This is necessary, says Defendant, so this Order can be recorded in public records to reflect that a judgment is void. The Court grants the Motion and will clarify its March 1, 2021, Order—which quashed Plaintiff's purported service in state court and rendered the default judgment there void. ([Doc. 24 at 10](#) (“Service is QUASHED and the default

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entered against [Defendant] in state court is VACATED.”)). Given the parties’ agreement, the Court will use their requested language:

Pursuant to the Order dated March 1, 2021, quashing service of process on Defendant, the Final Judgment After Default in the amount of \$858,907.50 recorded on October 13, 2020 as Instrument #5937370 in the Official Records of [Collier] County, Florida is VOID, INVALID and of NO FORCE AND EFFECT.

(Doc. 53 at 4).

Accordingly, it is now

ORDERED:

1. Defendant’s Amended Unopposed Motion for Clarification of Judgment [Doc. 35] (Doc. 53) is **GRANTED** as explained above.
2. The default judgment recorded in Collier County, Florida as Instrument #5937370 is **VOID, INVALID**, and of **NO FORCE OR EFFECT**.

DONE and ORDERED in Fort Myers, Florida on September 9, 2021.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record